

1 Amend 2 Cal. Code Regs. Section 18946.6 to read:

2 **§ 18946.6. ~~Reporting and~~ Exception — Valuation of Gifts: Air Transportation.**

3 Air transportation ~~that is a gift to a public official shall be~~ is valued as follows:

4 (a) ~~For~~ The value of transportation on a "commercial aircraft flight," ~~the value of~~  
5 ~~the ticket or fare is the price~~ the carrier charges ~~to a member of the public for the same~~  
6 ~~transportation~~ class seat on the flight provided to the official. For purposes of this  
7 regulation, "commercial aircraft flight," means ~~an aircraft used to transport~~ a flight where  
8 individual seats are sold to the general public for compensation or hire on a regular basis,  
9 ~~and for which a fare is charged on a per-passenger basis~~ in the general course of business.

10 (b) ~~For~~ The value of all other air transportation, ~~the value of~~ is the normal and  
11 usual charter fare or rental charge for a comparable ~~airplane~~ aircraft of comparable size,  
12 divided by the number of ~~all of the following persons that~~ individuals who share the same  
13 flight who are:

14 (1) "Designated employees" as defined in Section 82019

15 (2) Public officials specified in Section 87200.

16 (3) Members of Congress, and officers and employees of the executive,  
17 legislative, or judicial branch of the United States government.

18 (c) ~~The actual cost or fair market value of any other personal benefits provided to~~  
19 ~~the official during the air transportation, including food, beverages, or entertainment,~~  
20 ~~shall be treated as a separate gift to the official unless the benefit is included as part of the~~  
21 ~~fare determined in subdivision (a) or (b).~~

22 NOTE: Authority cited: Section 83112, Government Code. Reference: Sections 82028,  
23 872207, 87302, and 89501 through 89506 Government Code.